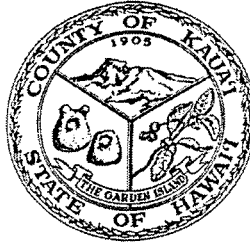


COUNTY COUNCIL

Jay Furfaro, Chair
Mason K. Chock, Sr., Vice Chair
Tim Bynum
Gary L. Hooser
Ross Kagawa
Mel Rapozo
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

Ricky Watanabe, County Clerk
Jade K. Fountain-Tanigawa, Deputy County Clerk

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Council Services Division
4396 Rice Street, Suite 209
Līhu'e, Kaua'i, Hawai'i 96766

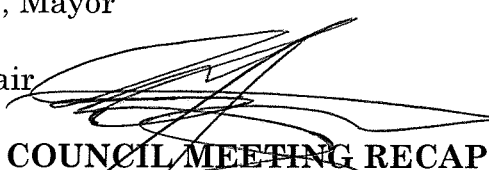
MEMORANDUM

September 26, 2014

TO: Bernard P. Carvalho, Jr., Mayor

FROM: Jay Furfaro, Council Chair

RE: **SEPTEMBER 24, 2014 COUNCIL MEETING RECAP**



This is to inform you of the action taken by the Council at its September 24, 2014 Council Meeting:

COMMUNICATIONS:

C 2014-249 Communication (08/29/2014) from Councilmember Rapozo, transmitting for Council consideration, a Resolution urging that a cooperative effort be made by the State of Hawai'i, Hawai'i State Department of Education, and community residents in preventing a situation that allows school personnel to deny meals to students with a zero balance or deficit meal account. *(Received for the Record.)*

C 2014-250 Communication (09/03/2014) from the Housing Director, requesting Council approval to decline the County's option to repurchase Unit No. 304, Ho'okena at Puhi, located at 2080 Manawalea Street, Līhu'e, Hawai'i, and to grant the owner a one-year waiver of the buyback and allow the market sale of the unit. *(Approved.)*

C 2014-251 Communication (09/08/2014) from the Executive on Aging, requesting Council approval to apply for, receive, and expend Year One funds in the amount of \$62,847, from the 2015 Retired and Senior Volunteer Program (RSVP) Competition awarded by the Corporation for National and Community Service for a three (3) year grant period from April 1, 2015 to March 1, 2018, with County matching funds of \$90,635, to assist the County of Kaua'i Agency on Elderly Affairs, Kaua'i RSVP, in carrying out a national service program as authorized by the Domestic Volunteer Services Act of 1973, as amended, (Title 42 United States Code (USC), Chapter 22). *(Approved.)*

C 2014-252 Communication (09/12/2014) from the County Attorney, requesting authorization to expend additional funds up to \$38,000 for Special Counsel's continued services to represent Henry Barriga and Sherwin Perez in Lynell Tokuda, et al. vs. Chris Calio, et al., Civil No. CV13-00202 DKW-BMK (U.S. District Court), and related matters. **(Approved.)**

C 2014-253 Communication (09/12/2014) from the County Attorney, requesting authorization to expend funds up to \$38,000 for Special Counsel's continued services provided for Defendant Chris Calio in Lynell Tokuda, et al. vs. Chris Calio, et al., Civil No. CV13-00202 DKW-BMK (U.S. District Court), and related matters. **(Approved.)**

C 2014-254 Communication (09/12/2014) from the County Attorney, requesting authorization to expend funds up to \$20,000 to retain Special Counsel to represent the County of Kaua'i and Robert F. Westerman, Kalani Vierra, and Norman Hunter in their official capacities for the County of Kaua'i, Kaua'i Fire Department in Carl Ragasa vs. County of Kaua'i, et al., Civil No. CV14-00309, (Fifth Circuit Court), and related matters. **(Approved.)**

C 2014-255 Communication (09/12/2014) from the County Attorney, requesting authorization to expend funds up to \$20,000 for Special Counsel to represent the County of Kaua'i in Christina Pilkington vs. County of Kaua'i, et al., Civil No. 14-1-0123, (Fifth Circuit Court), and related matters. **(Approved.)**

C 2014-256 Communication (09/12/2014) from the County Attorney, requesting authorization to expend funds up to \$20,000 for Special Counsel to represent the County of Kaua'i in EEOC Charge No. 486-2014-00468 (United States Equal Employment Opportunity Commission), and related matters. **(Approved.)**

LEGAL DOCUMENT:

C 2013-271 Communication (07/16/2013) from Ian K. Jung, Deputy County Attorney, recommending Council approval of a Grant of Pedestrian and Parking Easements relating to Kahuaina Plantation Subdivision (S-2007-02) and Kahuaina Plantation Subdivision Phase II (S-2009-15):

- Grant Of Pedestrian And Parking Easements; concerning real property identified as Lot 15-A (TMK (4) 5-1-003:006), Lot 15-D (TMK (4) 5-1-003:032) and Lot 15-K (TMK (4) 5-1-003:039)
(Received for the Record.)

COMMITTEE REPORTS: APPROVED.

RESOLUTION:

Resolution No. 2014-44 – RESOLUTION URGING COOPERATION BY THE STATE OF HAWAII, THE HAWAII STATE DEPARTMENT OF EDUCATION, AND COMMUNITY RESIDENTS IN PREVENTING THE DENIAL OF SCHOOL MEALS TO STUDENTS **(Approved.)**

BILLS FOR SECOND READING:

Bill No. 2461, Draft 2 – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE (*Amendments to the Shoreline Setback Ordinance*) (***Deferred to the October 22, 2014 Council Meeting.***)

Bill No. 2540 – A BILL FOR AN ORDINANCE AMENDING ARTICLE 17, CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO NONCONFORMING USE CERTIFICATES FOR SINGLE FAMILY VACATION RENTALS (***Approved.***)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)
KCT CCs (*Via E-mail*)
Council Services Staff (*Via E-mail*)